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APR 04 2008

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LYNN NOYES,

Plaintiff,

v.

KELLY SERVICES, INC.,

Defendant.

2:02-cv-2685-GEB-CMK

We, the jury in the above-entitled case, answer the questions submitted to us as follows:

1. Has plaintiff proved that her religion or lack of certain religious beliefs was a motivating factor for why she was not selected for the position of Software Development Manager in April 2001?

☒ Yes

☐ No

[If your answer to Question No. 1 is "yes," please proceed to Question No. 2. If your answer to Question No. 1 is "no," answer no further questions and have the presiding juror sign and date this form.]

2. What amount of damages has plaintiff proved that she has suffered?

a. Past economic loss:

lost earnings and benefits

\$ 59,983

other past economic loss

\$ 8400

b. Future economic loss:

lost earnings and benefits \$ 70391

other future economic loss \$ 8400

c. Noneconomic loss, including emotional distress:

\$ 500,000

Total Economic and Noneconomic Loss = \$ 647,174

3. Do you find by clear and convincing evidence that an officer, director, or managing agent of defendant, had advance knowledge of conduct constituting malice, fraud or oppression?

✓
Yes

No

[If your answer to Question No. 3 is "yes," please proceed to Question No. 4. If your answer to Question No. 3 is "no," please skip Question No. 4 and proceed to Question No. 5.]

4. Do you find by clear and convincing evidence that an officer, director, or managing agent of defendant adopted or approved of such conduct expressly or by failure to act?

✓
Yes

No

[If your answer to Question No. 4 is "yes," please skip Questions Nos. 5 and 6 and proceed directly to Question No. 7. If your answer to Question No. 4 is "no," please proceed to Question No. 5.]

5. Do you find by a preponderance of evidence that an officer, director, or managing agent of defendant had advance knowledge of conduct that was malicious, oppressive, or in reckless disregard of plaintiff's rights?

Yes

No

1 [If your answer to Question No. 5 is "yes," please proceed to
2 Question No. 6. If your answer to Question No. 5 is "no," answer no
3 further questions and have the presiding juror sign and date this
4 form.]

5 6. Do you find by a preponderance of the evidence that an
6 officer, director, or managing agent of defendant adopted
7 or approved of such conduct expressly or by failure to
8 act?

9 Yes

No

10 [If your answer to Question No. 6 is "yes," please proceed to
11 Question No. 7. If your answer to Question No. 6 is "no," answer no
12 further questions and have the presiding juror sign and date this
13 form.]

14 7. What amount of punitive damages do you award for
15 plaintiff against defendant? \$ 5.9 million.

16 Signed: Dwight Harrison
17 Presiding Juror

18 Date: 4-4-08
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